

2 So knowing it was unusual  
3 and not occurring, are you telling me today  
4 you didn't keep track of this investigation?  
5 A. What are -- define keep track of.  
6 Q. Making sure that the 60 day  
7 periods --  
8 A. Absolutely --  
9 Q. -- weren't being violated?  
10 A. -- not. No.  
11 Q. You didn't keep track?  
12 A. No.  
13 Q. Why not?  
14 A. I was kept updated. If I hadn't  
15 heard anything in awhile I would talk to  
16 Corporal Wheeler, where are we at?  
17 Q. Where is it indicated in the  
18 reports that you were kept updated?  
19 A. That's the kind of stuff that's  
20 not documented in an investigation. That is  
21 common practice within the State Police.  
22 Q. What about the common practice of  
23 the Pennsylvania State Police not documenting  
24 contacts with district attorneys?  
25 A. Again, if you want documentation

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2 every time somebody talks to the district  
3 attorney it would be none stop.  
4 Q. Okay. Well, could you show me in  
5 this I believe its been described as Captain  
6 Hill's letter as a thorough and detailed  
7 report where there was a call, contact or  
8 letter sent to the district attorney in  
9 regards to this investigation and let's just  
10 start with prosecution that you say was  
11 declined?  
12 A. I don't know what you're asking  
13 me.  
14 Q. I want you to show me in the  
15 report that I said Captain Hill has described  
16 as thorough and accurate these contacts or at  
17 least one with the district attorney and what  
18 was said and done.  
19 A. I mean, there's several  
20 references here that state that he is  
21 consulting with the D.A.'s office, but I  
22 don't see any date, time what you're looking  
23 for is saying he did it on this date and  
24 time.  
25 Q. Okay. Isn't it true the first

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1 JOSEPH TRIPP  
2 entry we can find anywhere in this thorough  
3 and detailed report, okay, is on the last  
4 page where it's written the Tioga County  
5 District Attorney's Office is not seeking any  
6 prosecution toward any party involved at this  
7 time?  
8 A. No.  
9 MR. HENZES: You might  
10 want to turn to page five of the report.  
11 THE WITNESS: Yeah.  
12 That's where I'm at.  
13 BY MR. PURICELLI:  
14 Q. Oh, you're referring to -- so  
15 we're being fair on the record, this  
16 investigation was furthered per the Tioga  
17 County District Attorney's Office request  
18 into finding reasoning for Monserrate's  
19 possible willingness to keep location of the  
20 Bush children and herself from David Bush?  
21 Is that what you're  
22 referring to?  
23 A. Yes.  
24 Q. Okay. What date did that occur  
25 on?

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1 JOSEPH TRIPP  
2 A. Don't know.  
3 Q. Don't know.  
4 Why not?  
5 A. Because it's not written here.  
6 Q. Uh-huh.  
7 Should it have been?  
8 A. Probably would have been nice.  
9 Q. How was the conversation  
10 occurring?  
11 Was it in letter form?  
12 A. I don't know.  
13 Q. Was it on telephone?  
14 MR. HENZES: He said he  
15 didn't know.  
16 MR. PURICELLI: I asked  
17 him about a telephone. He said he  
18 didn't know. So I'm being specific. I  
19 like to be specific.  
20 MR. HENZES: You asked  
21 about a conversation. A conversation  
22 can't take place by letter.  
23 Go ahead.  
24 MR. PURICELLI: If you  
25 want I'll reread the question. I said

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1 by telephone.  
 2 MR. HENZES: He doesn't  
 3 know.  
 4 THE WITNESS: I have no  
 5 idea how the conversation took place.  
 6 BY MR. PURICELLI:  
 7 Q. Okay. You're reading a thorough  
 8 and detailed report.  
 9 Shouldn't that tell you?  
 10 A. If you say so.  
 11 Q. Well, I'm asking you the  
 12 Pennsylvania State Police requirements of  
 13 thorough and detailed reports referenced by  
 14 Captain Hill as having, shouldn't I be able  
 15 to read this report and find out when it  
 16 occurred and how it occurred and where it  
 17 occurred?  
 18 A. Sure.  
 19 Q. Aren't you trained as members of  
 20 the State Police by the State Police to  
 21 answer questions who, what, where, when and  
 22 why?  
 23 A. Yes.  
 24 Q. Okay. And all that says is to

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2 try and find out why she's hiding the kids.  
 3 Correct?  
 4 In paraphrasing form.  
 5 A. I'll read it again.  
 6 Okay. What was your  
 7 question again?  
 8 Q. Well, my question is,  
 9 paraphrasing, the district attorney is  
 10 instructing the Pennsylvania State Police to  
 11 find out why Sara is not disclosing the  
 12 whereabouts of the kids?  
 13 A. Correct.  
 14 Q. And did anybody follow up such as  
 15 yourself to find out why he would want to  
 16 know that information if you didn't think the  
 17 kids were missing?  
 18 A. I don't understand your question.  
 19 Q. Why would the District Attorney's  
 20 Office ask you to find Sara and explain why  
 21 she's hiding the kids if they weren't  
 22 missing?  
 23 MR. HENZES: No. They  
 24 didn't ask that. Read it again.  
 25 MR. PURICELLI: I did.

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1 JOSEPH TRIPP  
 2 MR. HENZES: It says find  
 3 a reason why she would be hiding. It  
 4 didn't say find Sara and ask her why  
 5 she's hiding the kids.  
 6 BY MR. PURICELLI:  
 7 Q. So they asked you to investigate  
 8 a defense.  
 9 Is that what you're  
 10 telling me?  
 11 A. Asked me, personally?  
 12 Q. You, the Pennsylvania State  
 13 Police?  
 14 A. No.  
 15 Q. Is that what you're saying?  
 16 A. I am not Pennsylvania State  
 17 Police. There's multiple people involved  
 18 here.  
 19 Q. I can split words, Trooper.  
 20 MR. HENZES: That would be  
 21 nice because you're suing him,  
 22 personally.  
 23 THE WITNESS: Yeah.  
 24 BY MR. PURICELLI:  
 25 Q. Isn't every member of the

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1 JOSEPH TRIPP  
 2 Pennsylvania State Police under your own FR  
 3 referred to as trooper regardless of rank?  
 4 A. Sure.  
 5 Q. Okay. So when I refer to you as  
 6 trooper I'm doing it affectionately because  
 7 the regulations so, not to be demeaning to  
 8 your rank, Sergeant?  
 9 A. Okay.  
 10 Q. Okay. I would have thought you  
 11 would have known that.  
 12 MR. HENZES: Since you  
 13 sued him personally why don't you just  
 14 stick to what he did since your clients  
 15 are suing him personally as opposed to  
 16 what someone else did or didn't do?  
 17 MR. PURICELLI: Well, I  
 18 will. And what he did or didn't do  
 19 depends on what other people did;  
 20 according to his testimony.  
 21 BY MR. PURICELLI:  
 22 Q. Now, you didn't keep track of the  
 23 investigation by making sure that the  
 24 investigator was doing things in timely  
 25 fashion.

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1 Correct?  
2  
3 A. Not my job.  
4 Q. Not your job.  
5 And you didn't contact the  
6 supervisor to make sure that the  
7 investigator, the assigned investigator was  
8 doing things within a 60-day period that  
9 Lieutenant Ignatz talked about.  
10 Did you?  
11 A. Sir, do you understand how many  
12 incidents comes into a station a month?  
13 Q. Of this type, one.  
14 Isn't that true?  
15 A. Sure.  
16 Q. Okay. And you said this was  
17 unusual.  
18 Correct?  
19 A. Absolutely.  
20 Q. And I can agree with you that you  
21 probably don't keep attack of every --  
22 A. Absolutely not.  
23 Q. -- vandalism that comes in  
24 because kids hit a mailbox with a bat or  
25 something like that.

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2 A. Correct.  
3 Q. Okay. But this was more than one  
4 of these minor events.  
5 Wasn't it?  
6 A. Well, again, it was -- actually,  
7 not really. It was deemed at the very  
8 beginning as pretty much an attempt to locate  
9 by the District Attorney's Office.  
10 Q. Well, you didn't classify that on  
11 the State Police forms.  
12 Correct?  
13 A. That was how it was initially  
14 called in.  
15 Q. Well, he came in. Not called in.  
16 Correct?  
17 A. Yes.  
18 Q. So we're specific.  
19 A. Yes. He came in.  
20 Q. Okay.  
21 A. Yes.  
22 Q. Okay. All right. So you knew  
23 the complainant.  
24 Right?  
25 The person who was

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1 JOSEPH TRIPP  
2 complaining that some problem existed.  
3 Right?  
4 A. I knew him?  
5 Q. You knew his identity.  
6 Didn't you?  
7 A. Yes.  
8 Q. Okay. He identified the person  
9 he believed took his children.  
10 Correct?  
11 A. Correct.  
12 Q. Okay. And he couldn't find his  
13 children.  
14 Correct?  
15 A. That's what he said.  
16 Q. And he wanted to report those  
17 facts to you.  
18 Correct?  
19 A. Correct.  
20 Q. Now, under State Police policies  
21 what should you, if anything, have done in  
22 regards to locating the kids?  
23 A. Exactly what we did.  
24 Q. Now, isn't there a statute that  
25 controls your activity?

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1 JOSEPH TRIPP  
2 A. Which statute would you be  
3 referring to?  
4 Q. I'm asking if you know, Sergeant.  
5 A. You're looking for us to enter  
6 the kids into NCIC.  
7 Q. Don't try and guess where I'm  
8 going, Sergeant.  
9 A. Well --  
10 Q. We'll get done a lot easier.  
11 A. -- that's why I asked you.  
12 Q. Isn't there a statute that  
13 controls that activity? That complaint?  
14 A. As far as missing kids?  
15 Q. Isn't that what he reported?  
16 A. Yes.  
17 Q. Okay. So can we stop sparring  
18 about that?  
19 A. I want to know what you're asking  
20 me.  
21 Q. I want to know isn't there --  
22 A. At the very beginning did you not  
23 ask me to ask you if I don't understand your  
24 question?  
25 Q. I did.

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1 A. That's all I'm doing.  
 2 Q. Okay. Now, we can agree that  
 3 there's a statute to control the State Police  
 4 conduct when kids are reported missing.  
 5 Correct?  
 6 A. Correct.  
 7 Q. And Mr. Bush did report his kids  
 8 missing.  
 9 Correct?  
 10 A. Correct.  
 11 Q. Now, did you tell me under your  
 12 understanding of the statute you're aware  
 13 ever where there is an exception of putting  
 14 in kids into NCIC?  
 15 A. There is an exception.  
 16 Q. What is that exception?  
 17 A. If you deem that the kids are not  
 18 missing.  
 19 Q. Could you show that to me?  
 20 You have it over there.  
 21 A. They're with their mother. He  
 22 told us they were with their mother.  
 23 Q. That's fine.  
 24 If that's true, Sergeant  
 25

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2 Tripp, why did the State Police after the  
 3 kids were located and were known to be in the  
 4 natural father's possession require the  
 5 Virginia State Police to declare them  
 6 missing?  
 7 A. I don't understand your question.  
 8 You're going to have to repeat that one for  
 9 me.  
 10 Q. Isn't the thinking that you just  
 11 testified to that the kids weren't missing by  
 12 virtue of the fact that they were with the  
 13 mother?  
 14 Is that what you're  
 15 telling me?  
 16 A. Yes.  
 17 Q. Now, isn't it true in this  
 18 investigation report -- you can look at it --  
 19 that the Pennsylvania State Police were  
 20 interviewing Serene to enter the kids into  
 21 the missing children's databank?  
 22 A. I don't know. I don't see what  
 23 you're referring to.  
 24 Q. Why don't we take a second and  
 25 let you look at the pages a couple in from

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1 JOSEPH TRIPP  
 2 that last one you're looking at starting with  
 3 a 10/23/06 --  
 4 MR. HENZES: The report by  
 5 McDermott.  
 6 THE WITNESS: That was  
 7 done out of --  
 8 BY MR. PURICELLI:  
 9 Q. Both on the same troop.  
 10 Aren't they?  
 11 A. Yes.  
 12 MR. HENZES: Different  
 13 building location.  
 14 BY MR. PURICELLI:  
 15 Q. Is it your testimony they weren't  
 16 communicating with your building?  
 17 A. No. We had communication with  
 18 them.  
 19 Q. About this, in fact, what  
 20 McCormick was doing.  
 21 True, isn't it?  
 22 A. Yes. I talked to McCormick.  
 23 Q. So let's not split hairs. I'm  
 24 not trying to build a record.  
 25 Please read the document

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1 JOSEPH TRIPP  
 2 so that you become familiar again with the  
 3 facts.  
 4 A. I don't have it.  
 5 Q. Sure you do. Believe me, you do.  
 6 MR. HENZES: Just take it  
 7 from mine. This is what he's asking  
 8 for.  
 9 THE WITNESS: Okay. Now,  
 10 what's your question?  
 11 BY MR. PURICELLI:  
 12 Q. My question is: Isn't it true  
 13 after David Bush learned where the kids  
 14 were --  
 15 A. Uh-huh.  
 16 Q. -- and the kids were turned over  
 17 to him --  
 18 A. Uh-huh.  
 19 Q. -- the Pennsylvania State Police  
 20 knew where the kids were when Serene came on  
 21 or about October 23, 2006 at or about 2100  
 22 hours, and to the rest of the world that's  
 23 nine o'clock p.m., okay, to report the kids  
 24 missing?  
 25 A. Okay.

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1 Q. Isn't that true?  
 2 A. Yes.  
 3 Q. Okay. Isn't it also true that  
 4 the Pennsylvania State Police under the same  
 5 troop that you were supervising --  
 6 A. Uh-huh.  
 7 Q. -- okay, determined that the kids  
 8 could be classified as missing and entered  
 9 into NCIC?  
 10 A. Yes.  
 11 Q. And isn't it also true that you  
 12 knew the whereabouts of the kids when the  
 13 Pennsylvania State Police were having the  
 14 kids put into NCIC?  
 15 A. They were with Mr. Bush.  
 16 Q. Thank you.  
 17 Now --  
 18 MR. HENZES: Wait a  
 19 second. You're distorting the facts.  
 20 MR. PURICELLI: No. I'm  
 21 not.  
 22 MR. HENZES: The  
 23 Pennsylvania State Police never entered  
 24 the kids into NCIC.  
 25

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2 BY MR. PURICELLI:  
 3 Q. Oh, okay. Didn't the  
 4 Pennsylvania State Police have the Virginia  
 5 State Police enter them in based on the State  
 6 Police's report, the Pennsylvania State  
 7 Police report?  
 8 Read it.  
 9 A. They said that they would file a  
 10 report based on -- it doesn't say that we had  
 11 them do it. They wanted -- Virginia State  
 12 Police wanted me to get the information  
 13 required in filling in missing person report.  
 14 MR. HENZES: Me being  
 15 Matthew R. McDermott.  
 16 THE WITNESS: Right.  
 17 BY MR. PURICELLI:  
 18 Q. Doesn't that report from  
 19 McDermott, Troop F, say that the State Police  
 20 in Virginia first would not enter the kids  
 21 into NCIC?  
 22 You can turn to the first  
 23 page of the report.  
 24 MR. HENZES: And you're  
 25 asking him does it say there --

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1 JOSEPH TRIPP  
 2 MR. PURICELLI: Yes.  
 3 MR. HENZES: -- that the  
 4 Virginia State Police would not enter  
 5 them?  
 6 MR. PURICELLI: Would not  
 7 enter the children.  
 8 MR. HENZES: Does it state  
 9 what you just said, that the Virginia  
 10 State Police would not enter them?  
 11 MR. PURICELLI: Uh-huh.  
 12 MR. HENZES: Unless you  
 13 know where it is, Brian, because I read  
 14 this many, many times. There's not that  
 15 wording in there that they said they  
 16 would not enter them.  
 17 And, again, you're asking  
 18 him to talk about what someone else is  
 19 writing.  
 20 THE WITNESS: Yeah.  
 21 MR. HENZES: But that's  
 22 something for you to decipher for  
 23 yourself. Again, this is Trooper  
 24 McDermott's report.  
 25 MR. PURICELLI: I

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1 JOSEPH TRIPP  
 2 understand that.  
 3 BY MR. PURICELLI:  
 4 Q. In what capacity does Trooper  
 5 McDermott fall under your command?  
 6 A. He doesn't.  
 7 Q. He doesn't?  
 8 A. No.  
 9 Q. Wasn't he contacting your unit to  
 10 let you know there had been a report?  
 11 A. Sure, but he doesn't fall under  
 12 my chain of command.  
 13 Q. Did you tell him anything at all  
 14 when he was contacting your unit --  
 15 A. Yeah. I filled him in.  
 16 Q. -- about a case that you had been  
 17 working?  
 18 A. Not that I had been working.  
 19 That PSP Mansfield had been working.  
 20 Q. Did you tell him that we had  
 21 determined through the advice, allegedly, of  
 22 the District Attorney's Office that since the  
 23 children were known to be with their parents,  
 24 the mother in this case, that they weren't  
 25 deemed to be missing?

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1 A. You are totally twisting the  
2 whole thing.  
3 Q. It could be said the same for  
4 you, sir. So let's not --  
5 MR. HENZES: Let's go back  
6 to your original question.  
7 Does it say --  
8 MR. PURICELLI: Uh-huh.  
9 MR. HENZES: -- they would  
10 not enter --  
11 THE WITNESS: I don't see  
12 that.  
13 MR. PURICELLI: Well, it's  
14 in there.  
15 MR. HENZES: Then do us  
16 the favor and point it out. And I  
17 repeat, use the words that you use, the  
18 Virginia State Police would not enter  
19 the kids into NCIC.  
20 THE WITNESS: I don't see  
21 it.  
22 BY MR. PURICELLI:  
23 Q. Okay. It's not for me to justify  
24 it. You're saying you don't see it.  
25

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2 A. I don't see it.  
3 Q. Okay. It does say here that  
4 McCann, that's the individual from --  
5 A. Who?  
6 Q. McCann, M-C-C-A-N-N, then called  
7 me back and stated -- me being McDermott --  
8 then stated the informant was going to go  
9 through the chain of command and he was  
10 waiting to hear back from the Virginia State  
11 Police headquarters. It does say that.  
12 Right?  
13 So you're saying you don't  
14 know that they said they weren't going to do  
15 it originally?  
16 A. Yes. I don't know.  
17 Q. When McDermott was contacting you  
18 didn't he say that she was here to report her  
19 children missing?  
20 A. Yes. He did say that.  
21 Q. And what did you tell him?  
22 A. I don't recall.  
23 Q. Okay.  
24 A. I filled him in as to what was  
25 going on.

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1 JOSEPH TRIPP  
2 Q. Could you show me in this report  
3 from McDermott where he says he spoke with  
4 you and you told him that?  
5 A. Yeah. I spoke with Sergeant  
6 Tripp PSP Mansfield station and filled him in  
7 all the information. He stated that he  
8 knew --  
9 MR. HENZES: He being  
10 me --  
11 THE WITNESS: Yes.  
12 MR. HENZES: -- so the  
13 record shows.  
14 THE WITNESS: He stated  
15 that he knew of the supposed actor David  
16 Bush.  
17 MR. HENZES: He being you.  
18 THE WITNESS: He being me.  
19 BY MR. PURICELLI:  
20 Q. I understand that. Okay. I know  
21 the document may not show that.  
22 And that's all it says you  
23 said.  
24 Right.  
25 A. That I advised McDermott that

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1 JOSEPH TRIPP  
2 there was no act of custody paperwork and a  
3 PFA expired on January 1 of 2006.  
4 Q. Okay. So in your knowledge then  
5 what parent could or couldn't have possession  
6 of their child with those facts that you just  
7 related to McDermott?  
8 A. Sir, you're asking me to form an  
9 opinion on a report that I was not there to  
10 take, nor did I have the information.  
11 Q. I'm only asking you to read what  
12 you said.  
13 Did you say these things  
14 to him?  
15 MR. HENZES: You're asking  
16 him to read what someone else reported  
17 that he said.  
18 BY MR. PURICELLI:  
19 Q. And that's why I just asked him  
20 did you say these things that he wrote?  
21 A. Yes.  
22 Q. Okay. So that goes back to my  
23 other question.  
24 Based upon what you told  
25 him, nobody had a PFA anymore, nobody had a

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1 custody order, isn't it true either parent  
2 had the right to be with their kids?  
3 A. Had the right to be with their  
4 kids? That's not for me to decide.  
5 Q. Well, you have to decide whether  
6 the kids are lawfully in possession with  
7 someone to make a criminal arrest.  
8 Correct?  
9 A. Correct.  
10 Q. Could you make a criminal arrest  
11 based on that information?  
12 A. Because he took the kids from  
13 Virginia?  
14 It's out of our  
15 jurisdiction.  
16 Q. Because he had them. Because he  
17 had them?  
18 A. Because who had them.  
19 Does David Bush have the  
20 kids now?  
21 Q. Uh-huh.  
22 A. Apparently. I don't know. I  
23 didn't see him with the kids. I don't know.  
24 Q. Did McDermott tell you?

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2 MR. HENZES: McDermott  
3 tell him what?  
4 MR. PURICELLI: That David  
5 Bush had the kids.  
6 MR. HENZES: No. He just  
7 told David Bush -- he, Tripp, told --  
8 Tripp, as written in the report, told  
9 McDermott that the children were with  
10 David Bush.  
11 MR. PURICELLI: I know all  
12 that.  
13 MR. HENZES: Apparently  
14 you don't because you're getting it  
15 confused.  
16 MR. PURICELLI: Sorry, I'm  
17 not. If you want to testify to all the  
18 facts, go right ahead.  
19 MR. HENZES: I'm trying to  
20 get it cleaned up because you're all  
21 confused.  
22 MR. PURICELLI: You're not  
23 cleaning it up.  
24 MR. HENZES: Maybe to  
25 seven other people in the room I am, not

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1 JOSEPH TRIPP  
2 to you.  
3 MR. PURICELLI: You want a  
4 show of hands of how many are confused  
5 and think I'm confused?  
6 MR. HENZES: I don't think  
7 you want us to take a vote.  
8 MR. PURICELLI: All right.  
9 I'll take a vote.  
10 MR. HENZES: Go ahead.  
11 MR. PURICELLI: I don't  
12 see any hands up.  
13 MR. HENZES: Ask your  
14 question.  
15 Well, I would hope your  
16 clients wouldn't embarrass you, but  
17 that's just my hope.  
18 MR. PURICELLI: Well, I  
19 didn't see your clients put their hands  
20 uphill.  
21 MR. HILL: We're trying to  
22 remain professional.  
23 MR. HENZES: Ask the  
24 question.  
25 You said, your original

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1 JOSEPH TRIPP  
2 question was Virginia would not.  
3 And can we agree there's  
4 nothing in the document that supports  
5 your question?  
6 MR. PURICELLI: No. No.  
7 We can't.  
8 MR. HENZES: Okay.  
9 MR. PURICELLI: Now, if  
10 you want to clean it up on your turn,  
11 fine.  
12 MR. HENZES: You distort  
13 the records so poorly that you can't get  
14 your witnesses to answer a question  
15 because they're confused.  
16 MR. PURICELLI: I disagree  
17 with that.  
18 BY MR. PURICELLI:  
19 Q. Now, we're back to where I was,  
20 which is you are -- it's represented in this  
21 report that you made these statements. You  
22 made these statements.  
23 Correct?  
24 A. The ones in McDermott's report?  
25 Q. Yes.

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1 A. What I told him?  
2 Q. Yes.  
3 A. Yes.  
4 Q. Now, that's all you told  
5 McDermott?  
6 A. I don't recall everything I told  
7 him.  
8 Q. Well, tell me what you do recall  
9 having now read what he said you said.  
10 A. Well, I agree with this.  
11 Q. Is that all you recall him  
12 saying?  
13 MR. HENZES: Him say you  
14 say.  
15 THE WITNESS: Me saying.  
16 Yeah. This seems to be  
17 the phone call we had and he sent up all  
18 the information he had from I can't  
19 recall first name, Mrs. Bush, when she  
20 came in.  
21 BY MR. PURICELLI:  
22 Q. Well, why would the children be  
23 deemed missing in the custody of Mr. Bush  
24 when they were known, but weren't deemed

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2 missing when they were in the custody of  
3 Mrs. Bush?  
4 A. Good question.  
5 Q. I thank you.  
6 A. When Mrs. Bush left apparently  
7 with the kids I believe her husband was in  
8 jail and also a PFA violation in place.  
9 Q. Uh-huh.  
10 A. She then was gone. Exact amount  
11 of time, I don't know. Year and a half?  
12 Year? I don't know. All of a sudden he then  
13 goes down and grabs the kids out of school  
14 and takes them.  
15 Q. He had a court order.  
16 Didn't he?  
17 Yes or no?  
18 Yes or no, Sergeant?  
19 MR. HENZES: Does he know  
20 if he had a court order with him?  
21 He don't know that. He  
22 wasn't with him.  
23 BY MR. PURICELLI:  
24 Q. You don't know then.  
25 Do you?

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1 JOSEPH TRIPP  
2 A. I say --  
3 Q. You don't know how he got  
4 custody.  
5 Do you, Sergeant?  
6 A. Yes. I do.  
7 Q. Personally or somebody told you?  
8 A. I saw a court order out of  
9 Luzerne County.  
10 Q. Do you have personal knowledge,  
11 Sergeant, being professional as the captain  
12 over there likes you to be --  
13 MR. HENZES: He's a major  
14 now.  
15 MR. PURICELLI: Major now.  
16 I know he's a major. I heard him out in  
17 the parking lot.  
18 MR. HENZES: Well, you  
19 called him a captain.  
20 MR. PURICELLI: For  
21 purposes of this litigation he is one.  
22 BY MR. PURICELLI:  
23 Q. Do you have personal knowledge of  
24 how the children came into the custody of  
25 David Bush in Virginia?

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1 JOSEPH TRIPP  
2 A. Yes.  
3 Q. Were you present?  
4 A. No.  
5 Q. How did you acquire the personal  
6 knowledge?  
7 Not what somebody told you  
8 or you read.  
9 A. Oh, then I don't have personal  
10 knowledge.  
11 Q. Thank you.  
12 A. I was told.  
13 Q. You were told.  
14 A. Uh-huh.  
15 Q. Did that person tell you that  
16 they -- by the way, who told you?  
17 A. I believe it was the FBI.  
18 Q. You think the FBI?  
19 A. Sure.  
20 Q. Okay. Did you write a report on  
21 what the FBI told you?  
22 A. No.  
23 Q. Why not?  
24 A. Why would I write a report on  
25 something that happened in Virginia?

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